

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GREGORY J. LAUREANNO,
Plaintiff

v.

THEODORE WILLIAM BACALIS,
Defendant

CIVIL ACTION NO. 04 11592 RCL

FILED
2004 SEP 27 P 3:56
U.S. DISTRICT COURT
DISTRICT OF MASS.

ANSWER OF THEODORE WILLIAM BACALIS
TO THE PLAINTIFF'S COMPLAINT

Defendant Theodore William Bacalis ("Defendant") answers the plaintiff's Complaint as follows:

1. Defendant lacks knowledge or information sufficient to admit or deny all of the allegations in paragraph one, except that Defendant denies the allegation of negligence.
2. Defendant lacks knowledge or information sufficient to admit or deny the allegations in paragraph two.
3. Defendant admits the allegations in paragraph three, except that he lacks knowledge or information sufficient to admit or deny the allegation regarding "all relevant times" of his employment.
4. The allegations contained in paragraph four constitute a legal conclusion which does not require a response. To the extent that a response is required, denied.
5. The allegations contained in paragraph five constitute a legal conclusion which does not require a response. To the extent that a response is required, denied.
6. Defendant lacks knowledge or information sufficient to admit or deny the

allegations in paragraph six.

7. Admitted, except that Defendant lacks information or knowledge sufficient to admit or deny the allegation regarding the ownership of the truck.

8. Denied.

9. Denied.

**COUNT I: Response to Negligence Claim of Gregory J. Laureanno
Against Theodore William Bacalis**

10. Defendant repeats and incorporates herein its responses to the allegations in paragraphs 1-9.

11. Denied.

Defendant denies that the plaintiff is entitled to any relief from Defendant.

AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

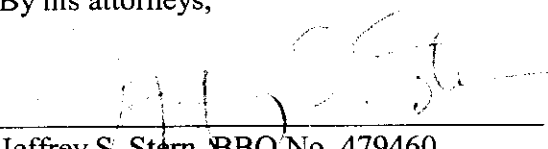
The plaintiff's injuries, if any, were caused in whole or in part by the plaintiff's own negligence, such that any recovery should be barred or reduced.

JURY DEMAND

Defendant demands a trial by jury on all issues so triable.

Defendant, Theodore W. Bacalis,

By his attorneys,



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Dated: September 24, 2004

CERTIFICATE OF SERVICE

I, Jeffrey S. Stern, hereby certify that on September 24, 2004, I served this Answer by mailing a copy of same, postage prepaid, to the following:

William E. McKeon, Jr., Esq.
Ten North Main Street
Fall River, MA 02720



Jeffrey S. Stern

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